

Ronald L. Richman, SBN 139189
Susan J. Olson, SBN 152467
Bullivant Houser Bailey PC
601 California Street, Suite 1800
San Francisco, California 94108
Telephone: 415.352.2700
Facsimile: 415.352.2701
E-Mail: ron.richman@bullivant.com
E-Mail: susan.olson@bullivant.com

Attorneys for Plaintiffs Laborers Trust Funds

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BOARD OF TRUSTEES OF THE
LABORERS HEALTH AND WELFARE
TRUST FUND FOR NORTHERN
CALIFORNIA; BOARD OF TRUSTEES OF
THE LABORERS VACATION-HOLIDAY
TRUST FUND FOR NORTHERN
CALIFORNIA; BOARD OF TRUSTEES OF
THE LABORERS PENSION TRUST FUND
FOR NORTHERN CALIFORNIA; and
BOARD OF TRUSTEES OF THE
LABORERS TRAINING AND RETRAINING
TRUST FUND FOR NORTHERN
CALIFORNIA,

Plaintiffs,

vs.

KURT ALBIN ERNST

Defendants.

Case No.: CV 08 0355 PJH

**STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE;
ORDER THEREON**

Date: June 4, 2009
Time: 2:30 p.m.
Ctroom: 3, 17th Floor
Hon. Phyllis J. Hamilton

STIPULATION

IT IS HEREBY STIPULATED by and between Plaintiffs Laborers Trust Funds and Defendant Kurt Albin Ernst, through their respective counsel, that the parties completed the Early Neutral Evaluation on May 18, 2009. The parties are actively negotiating the terms and conditions of a settlement and expect that within the next 30 days, a settlement will be reached, settlement documents executed and that this case will be dismissed.

1 Based on the above, the parties respectfully request that this Court continue the Case
2 Management Conference, set for June ¹¹4, 2009, for 30 days.

3 DATED: May 29, 2009

4 BULLIVANT HOUSER BAILEY PC

5
6 By /s/
7 Ronald L. Richman

8 Attorneys for Plaintiffs Laborers Trust Funds

9
10 DATED: May 29, 2009

11
12 By /s/
13 Kenneth D. Robin

14 Attorneys for Defendant Kurt Albin Ernst

15 **ORDER**

16 Pursuant to Stipulation by the parties and good cause appearing, it is hereby Ordered
17 that the Case Management Conference set for June ¹¹4, 2009 be continued to
18 July 16, 2009, at 2:30 p.m., Courtroom 3, 17th Floor.

19 DATED: June 1, 2009

20
21 By HON. PHYLLIS J. HAMILTON
22 UNITED STATES DISTRICT COURT JUDGE

